

CALIFORNIA TRANSPORTATION COMMISSION

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September 29, 2005
Monterey, California

Thursday, September 29, 2005

8:30am

COMMISSION MEETING (One Day Business Meeting Only)
California State University Monterey Bay
University Center
6th Avenue, Building 29
Seaside, California

GENERAL BUSINESS (#1-4)

1.

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| 1. | • Roll Call | 1.1 |
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The meeting of the California Transportation Commission was called to order at 8:40 a.m. on September 29, 2005, at the California State University Monterey Bay, Seaside, California.

Roll call was conducted. The Commissioners attendance was as follows:

Members Present: Joseph Tavaglione, Chair
Jeremiah Hallisey, Vice Chair
Bob Balgenorth
Marian Bergeson
James Ghielmetti
Allen Lawrence
R. Kirk Lindsey
Esteban Torres

Members Absent: Assemblymember Jenny Oropeza, Ex-Officio
Senator Tom Torlakson, Ex-Officio

Chair Tavaglione thanked Monterey for the lovely evening at the Aquarium. He then noted that Items 13, 14, and 15 were moved to the Information Calendar; and Items 58 and 65A were withdrawn.

2. • Approval of Minutes for August 18, 2005 Meeting 1.2

Chair Tavaglione asked for approval of the August 18, 2005 Meeting Minutes.

Commissioner Lindsey moved to approve the Minutes without changes. Commissioner Balgenorth seconded the motion, which carried 8-0.

- ### 3. • Commission Reports 1.3

Commissioner Lindsey reported on the San Joaquin Valley Partnership and said that the meeting was very productive.

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| 4. | • Commissioners' Meetings for Compensation | 1.4 |
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Commissioner Bergeson moved to approve. Commissioner Torres seconded the motion, which carried 8-0.

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REGIONAL AGENCIES AND RURAL COUNTIES REPORT (#5-7)

5. • Presentation on Local Transportation Issues – 1.8
Transportation Agency for Monterey County

Greg Albright, Caltrans District 5 Director, provided a brief overview of the Monterey region and introduced Mr. Bill Reichmuth, Executive Director, Transportation Agency of Monterey. Mr. Reichmuth explained that Monterey County is a rural county and current formulas don't work for rural counties. He further explained that Monterey has a diverse economy and that the County was the largest producer of agricultural products in the country. North County Supervisor Lou Calcagno discussed the US 101 Prunedale safety and improvements project and the Salina Road SR 1 safety project.

West County Supervisor Dave Potter discussed the SR 1 Carmel truck climbing lane, SR68 operational improvements projects, the SR68 community hospital and rail to Monterey.

Supervisor Fernando Armentu, Chair of Monterey Salinas Transit discussed the importance of transit to the region.

Kurt Gollnich, Shield Vineyards, representing the agricultural industry, said goods movement is the number one concern in the County.

Rene Boshoff, General Manager of the Marriotts spoke on the need to widen 156.

Dr. Diane Cordero de Noriega – President of CSU Monterey Bay, gave a brief background on the number of students enrolled and how transit plays an important role in their community.

Lisa Reinheimer, RTPA Vice Moderator, spoke about what CTC can do for Monterey in the 2006 STIP.

Greg Albright – provided a wrap up of the presentations.

- **Prepare letters to the Transportation Agency for Monterey County and also to CSU Monterey Bay thanking them for all their efforts for our successful meeting and stay in Monterey.**

ACTION: Tracy Fletcher-Bowman

6. • Report by Regional Agencies Moderator 1.7

Steve VanDenBurgh, hold comments until #57

7. • Report by Rural Counties Task Force Chair 1.9

Kathy Mathews, Chair, Rural Counties Task Force, discussed the Annual Conference this year in Monterey on October 6 and 7th. Eighteen counties looking to sales tax measures, Local Road Rehab is a big issue and numerous discussion relating to it, she looks forward to making a presentation to the Commission.

BUSINESS TRANSPORTATION & HOUSING REPORTS (#8-9)

8. • Report by Agency Secretary and/or Deputy Secretary 1.5

John Barna, Deputy Secretary, Business Transportation and Housing Agency, provided background on the Governor's Goods Movement Action Plan – Phase I and mentioned that the Governor is very interested in getting to Phase II. Phase I focuses on the logistics industry and the infrastructure to support it. The PowerPoint presentation will be given at the Commission's November meeting. Commissioner Lindsey asked why Secretary Lloyd, Environmental Protection agency is involved with the Goods Movement Action Plan. Mr. Barna said that goods movement has to do with air quality and the EPA will be able to assist with addressing the related issues. It's important to bring the regulators and the builders together. Commissioner Lindsey asked how BT&H Agency plans on handling Secretary Lloyd when he says no to something regarding transportation, and that it appears that the goods movement plan is really container movement for southern California and does not address agriculture, fuel or goods to retailer. That's it's really about container movements from ports in Los Angeles.

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Mr. Barna said that the first step is a port focus, primarily in Los Angeles but the Port of Oakland has been included in the discussions. The Administration and Agency has a commitment to focus on logistics as major employer to a diverse industry. Agency intends to broaden to airports and goods movement into the central valley. Commissioner Lindsey said that the Work Force Investment Board sees the logistics industry as an important employer in California. Commissioner Lindsey would like to see Secretary Bradshaw on the team. Commissioner Ghielmetti said that he shares Commissioner Lindsey's concerns. It appears as just the seaports are being discussed. This plan should just be Chapter 1 for now and that he doesn't understand the Secretary of Cal EPA's involvement either.

9. • Business Transportation & Housing Agency and CalEPA Goods Movement Action Plan 4.10

See comments above.

CALTRANS REPORTS (#10-19)

10. • Report by Caltrans' Director and/or Deputy Director 1.6

Will Kempton, Director Caltrans, announced the appointment of the new District 8 Director, Mr. Michael Perovich. After the allocations made by the Commission at this meeting \$2.8 billion will have been approved. Funding beyond the September 2005 meeting depends on the Proposition 42 and Indian Gaming funds coming to the State. \$4.125 Billion is committed to delivery. Director Kempton talked briefly regarding the effects the hurricanes are having on California and noted that he has personally contacted Louisiana, Alabama, Mississippi and Texas offering assistance. The Go California effort will kick off on September 30th with seven regional meetings to follow. Also discussed was the Toll Bridge Oversight Committee, the progress of the San Francisco Oakland Bay Bridge.

Ken Terpstra and Dennis Turchon provided a presentation on the work done to date on the West Approach to SFOBB. Commissioners Tavaglione, Ghielmetti and Lindsey acknowledge the good job being done but that there is still concern over the funds needed to deliver the project.

11. • Federal Reauthorization Bill – SAFE TEA-LU 4.1b

Will Kempton, Director Caltrans, discussed SAFE TEA LU and said that there would be a workshop in November on implementing SAFE TEA LU in California. One issue is the Federal government could reduce the earmarks to provide funds for hurricanes. Commissioner Lindsey asked if the earmarks do go away, what projects in California will not have enough funds on them? It will probably be a reduction to all projects across the board; Director Kempton noted that none of the projects were fully funded but that more money is needed. Commissioner Lindsey wanted to know if the Commission should reevaluate what has been allocated and what is coming up. Director Kempton said that projects have already been voted with long term plans. Commissioner Lindsey would like to be informed of the impact as soon as possible. Director Kempton said he would provide an update at the next Commission meeting.

- **Provide a status report on the effects of the Federal Reauthorization Bill – SAFE TEA-LU and proposals to reduce funding earmarks to provide hurricane relief.**

ACTION: Will Kempton

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12. • Caltrans Monthly FY 2005-06 Finance Report 3.1

Norma Ortega, Caltrans, reviewed the SHA, PTA, TCRF cash balances and said that in future monthly reports she will provide a 24-month forecast. Ms. Ortega reported that California received an additional \$112 million in federal OA from redistribution, and therefore there is additional capacity for STIP allocations at this September CTC meeting. Commissioner Ghielmetti inquired if the Commission will still get Toll Bridge Seismic Retrofit reports since the Legislature created the Toll Bridge Oversight Committee (TBPOC). Executive Director Diane Eidam said that since Commission staff is involved with the TBPOC, beginning with the November Commission meeting that there will be a report on TBPOC activities. Commissioner Lindsey asked if the first month using the new reporting system worked. Deputy Director Stephen Maller said that it did with a few modifications. Commissioner Lindsey expressed two concerns 1) \$600 million in SHA, and isn't the prudent amount \$300 million; how long is it expected to stay this high and when will it drop? Also, as the new budget year approaches there's no promise of Prop. 42 funds next year and having the high cash balance could undermine trying to get the Prop. 42 funds. Ms. Ortega said that they need to modify the cash forecast and that it should drop by July 2007 and that they need capacity in outer years. Cindy McKim, Caltrans, said that the forecast is based on historical patterns and that this fiscal year has started out with a bang and that with the additional bid costs they need to manage the cash better.

- Add a monthly agenda item for status reports from the Toll Bridge Program Oversight Committee.

ACTION: Diane Eidam

13. • Monthly Report on Status of Projects Previously Voted but Not Awarded 3.2

This Item was placed on the Information Calendar.

14. • Monthly Report on Local Assistance STIP Projects Previously Voted but not Awarded 3.4

This Item was placed on the Information Calendar.

15. • Local Assistance Quarterly AB 1012 Unobligated RSTP, CMAQ, and Regional TEA Balances – Cycle 6 3.6

This Item was placed on the Information Calendar.

16. • Local Assistance Lump Sum Allocation Year-end Status Report for Fiscal Year 2004-05 3.7

Terry Abbott, Caltrans, discussed the local assistance lump sum allocation report. Chair Tavaglione asked if the funds would be used by the end of the federal fiscal year. Mr. Abbott said that the funds will be encumbered as soon as possible and that the report will be re-crafted to tie local delivery with to the federal fiscal year.

17. • Report on Outstanding Claims for Phase I Seismic Retrofit Program 3.8

Karla Sutliff, Caltrans, said that the Department has closed out all Phase I seismic retrofit projects. As of last month all projects are closed. Deputy Director Stephen Maller asked how much of the \$9 million remains. Ms. Sutliff said that \$3 million was used to settle claims and there is about \$6 million left over in savings from the Phase I program.

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18. • FY 2004-05 Right of Way Close Out Report. 3.9

Bimla Rhienhart, Caltrans, Reviewed the Close-Out Report for Right of way mentioning that \$20 million was redirected and the Department expended 100% of the remaining funds. The Department is currently assessing damage for property claims and will provide the CTC with the information when it's available. Chair Tavaglione said that they are doing a great job and he sees improvements in Right of Way.

19. • Progress Report on I-5 South Widening in Los Angeles County 3.11

Doug Failing, Caltrans District Director 7, provided an update regarding the I-5 Widening projects noting that it's a key project for Southern California. Mr. Failing discussed the project scope, costs, and funding strategy. Commissioner Lawrence noted that the schedule appears to be sequential and wondered if it could be overlapped to speed up the delivery. Mr. Failing said that they begin with design during the environmental state but than design may not be federalized because it's important to achieve consensus and that the Department doesn't want to design prior to that consensus, but that they will be considering methods to expedite the process.

- **Report tri-annually to the Commission on the progress of the I-5 South Widening in Los Angeles.**

ACTION: Doug Failing

INFORMATION CALENDAR (#20-27)

IC

Deputy Director Stephen Maller presented the Information Calendar agenda Items #20 through #27 and noted that Items #13, 14 and 15 were added to the Information Calendar.

20. IC • Informational Report on Emergency: G-11 Allocations. 2.5f.(1)
18 Projects totaling \$8,491,000.

This item was presented on the Information Calendar.

21. IC • Informational Report on Seismic Retrofit (Proposition 192, Phase II) G-11 Allocations. Two Projects for \$13,975,000. 2.5f.(2)

This item was presented on the Information Calendar.

22. IC • Informational Report on SHOPP Safety: G-03-10 Allocations. One Project for \$2,600,000. 2.5f.(3)

This item was presented on the Information Calendar.

23. IC • Informational Report on SHOPP Minor A: G-05-05 Allocations. Five Projects for \$2,591,000. 2.5f.(4)

This item was presented on the Information Calendar.

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24. IC • Monthly Report on Projects Amended into the SHOPP by Department Action 3.3

This item was presented on the Information Calendar.

25. IC • Status of STIP Cash Commitments for AB 3090 Reimbursements and GARVEE Debt Service 3.5

This item was presented on the Information Calendar.

26. IC • STIP Pending Allocation List – 65 Projects totaling \$28,626,000 4.2a.

This item was presented on the Information Calendar.

27. IC • Aeronautics Account Pending Allocations -- 18 Projects totaling \$3,084,200 4.2b.

Commissioner Ghielmetti discussed Item # 27 on the Information Calendar. He noted that aeronautics revenues re-directed to the General Fund have not been reimbursed like other transportation funds. He asked the Commission to indicate its concern to the Legislature and the Administration.

- **Draft a letter, for Commissioner Ghielmetti's signature, to the Department of Finance and the leadership of the Legislature requesting that they place in next year's budget the reimbursement of the Aeronautics Account funds re-directed to the General Fund in previous years.**

ACTION: Robert Chung

CONSENT CALENDAR (#28-55)

CC

Deputy Director Robert Chung recommended approving Consent Calendar Items #28 through #55 with the following notations or modifications: Item #39 was withdrawn and Items #42, 50, and 53 have recommended changes and corrections as noted on the pink – "Changes to CTC Agenda".

Commissioner Balgenorth moved to approve the Consent Calendar, as modified by staff. Commissioner Ghielmetti seconded the motion, which carried 7-0. (Commissioner Hallisey was absent)

28. CC • STIP Amendment 04S-075 2.1a.(1)
The Butte County Association of Governments (BCAG) is requesting this amendment. BCAG proposes to change the implementing agency for the Butte 99 Chico Auxiliary Lanes/Intersection project (PPNO 2410) from the Department to BCAG for the PS&E phase of the project. In addition, they propose to reprogram \$300,000 of RIP PS&E from FY 2004-05 to FY 2005-06.

This item was approved on the Consent Calendar.

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29. CC	<ul style="list-style-type: none"> STIP Amendment 04S-076 <p>The Siskiyou County Local Transportation Commission (Siskiyou LTC) and the City of Yreka (City) are requesting this amendment. Siskiyou LTC proposes to reprogram \$256,000 in RIP Transportation Enhancement (TE) Reserve (PPNO 2398) from FY 2006-07 and FY 2007-08 to FY 2005-06 Construction for a new Yreka Downtown Bike and Pedestrian Path project (PPNO 2398B).</p>	2.1a.(2)
	This item was approved on the Consent Calendar.	
30. CC	<ul style="list-style-type: none"> STIP Amendment 04S-077 <p>The Department is requesting this amendment. The Department proposes to change the implementing agency from the Department to the United States Forest Service (USFS) for the East Sierra Interagency Visitor Center Expansion project (PPNO 0456). The Department also proposes to reprogram \$36,000 in the IIP from FY 2004-05 to FY 2005-06 and reprogram \$35,000 in the IIP in FY 2005-06 from Construction Support to Construction.</p>	2.1a.(3)
	This item was approved on the Consent Calendar.	
31. CC	<ul style="list-style-type: none"> STIP Amendment 04S-078 <p>The San Diego Association of Governments (SANDAG) is requesting this amendment. SANDAG proposes to revise the scope for the Mid-Coast Balboa Light Rail Transit (LRT) Extension project (PPNO 7307) by expanding the project limits to University City. SANDAG also proposes to reprogram \$4,000,000 in the RIP in FY 2005-06 from PS&E to PA&ED.</p>	2.1a.(4)
	This item was approved on the Consent Calendar.	
32. CC	<ul style="list-style-type: none"> STIP Amendment 04S-079 <p>The Orange County Transportation Authority (OCTA) and the Department are requesting this amendment. OCTA and the Department propose to revise the scope for the Placentia Avenue Grade Separation project (PPNO 9656) and reprogram \$1,100,000 in the RIP in FY 2005-06 from Construction to R/W.</p>	2.1a.(5)
	This item was approved on the Consent Calendar.	
33. CC	<ul style="list-style-type: none"> STIP Amendment 04S-080 <p>The San Joaquin Council of Governments (SJCOG) is requesting this amendment. SJCOG requests the Commission approve this amendment for AB 3090 Reimbursement. SJCOG proposes to use local funds to replace a total of \$66,327,000 in RIP and IIP funds in FY 2006-07 for Construction on the Tracy Widening, Stage 2 and 3 Project (PPNO 7965B), with later reimbursement (PPNO 7965C) in three equal payments of \$22,109,000 in FY 2008-09, FY 2009-10 and FY 2010-11.</p>	2.1a.(6)

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This item was approved on the Consent Calendar.

- 34. CC** • The Department requests a TCRP Application Approval to program \$2,400,000 in new TCRP funding for Construction for Project #74.8 – Pacific Surfliner; O’Neil to Flores double track. *(Related item under 2.6e.(1))* Resolution TA-05-03 2.1c.(1)

This item was approved on the Consent Calendar.

- 35. CC** • The Capitol Corridor Joint Powers Authority (CCJPA) requests a TCRP Application Amendment to update the project schedule and funding plan for Project #9.2 – Capitol Corridor; Emeryville Station track and platform improvement. Resolution TAA-05-20, amending Resolution TAA-03-11 2.1c.(2)

This item was approved on the Consent Calendar.

- 36. CC** • The CCJPA requests a TCRP Application Amendment to program \$2,925,000 in new TCRP funding, and update the project scope, schedule and funding plan for Project #9.4 – Capitol Corridor; Oakland to San Jose intercity track improvements. *(Related item under 2.6e.(1))* Resolution TAA-05-21, amending Resolution TA-02-04 2.1c.(3)

This item was approved on the Consent Calendar.

- 37. CC** • The City of Los Angeles Department of Transportation requests a TCRP Application Amendment to program \$2,500,000 in new TCRP funding, and update the funding plan for Project # 49.1 – Hollywood Intermodal Transportation Center; Adaptive Traffic Control System (ATCS). *(Related item under 2.6e.(1))* Resolution TAA-05-22, amending Resolution TAA-05-03 2.1c.(4)

This item was approved on the Consent Calendar.

- 38. CC** • The San Gabriel Valley Council of Governments requests a TCRP Application Amendment to update the project schedule and funding plan for Project #54.1 – Alameda Corridor East; grade separations on Burlington Northern-Santa Fe and Union Pacific Railroad lines. *(Related item under 2.6e.(1))* Resolution TAA-05-23, amending Resolution TAA-03-12 2.1c.(5)

This item was approved on the Consent Calendar.

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39. CC • The San Gabriel Valley Council of Governments requests two TCRP Application Amendments to transfer \$15,300,000 in TCRP funding between Sub-project #54.2 – Alameda Corridor East; grade separations on Burlington Northern-Santa Fe and Union Pacific Railroad lines, and Sub-project #54.3 – Alameda Corridor East; grade separation at Valley View Ave. This Amendment also updates the project schedule and funding plan for each sub-project.
Resolution TAA-05-24, amending Resolution TA-01-11

This item was Withdrawn.

40. CC • The Department requests a TCRP Application Amendment to update the project schedule and funding plan for Project #62.1 – Route 91; add HOV lanes downtown Riverside, Mary Street to Route 60/215 junction.
(Related item under 2.6e.(1))
Resolution TAA-05-25, amending Resolution TA-01-09

This item was approved on the Consent Calendar.

41. CC • The San Diego Metropolitan Transit System requests a TCRP Application Amendment to designate the San Diego Association of Governments as the Implementing Agency for Project #80 – Mid-Coast Light Rail Extension. The Amendment also expands the project scope and updates the project schedule and funding plan.
(Related item under 2.6e.(2))
Resolution TAA-05-26, amending Resolution TA-02-06

This item was approved on the Consent Calendar.

42. CC • The Department requests a TCRP Application Amendment to update the project schedule and funding plan for Project #107 – Route 205; widen freeway to six lanes, Tracy to I-5 in San Joaquin County.
(Related item under 2.6e.(1); 2.1a.(6); and 2.2c.(3))
Resolution TAA-05-27, amending Resolution TA-01-09

This item was approved on the Consent Calendar with changes as noted on the Pink.

43. CC • The Sacramento Area Council of Governments requests a TCRP Application Amendment to update the project schedule and funding plan for Project #118 – Sacramento Emergency Clean Air/Transportation Plan (SECAT).
(Related item under 2.6e.(1))
Resolution TAA-05-28, amending Resolution TAA-02-09

This item was approved on the Consent Calendar.

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44. CC • The City of Oceanside requests a TCRP Application Amendment to update the project schedule and funding plan for Project #123 – Oceanside Transit Center; parking structure. *(Related item under 2.6e.(1))* Resolution TAA-05-29, amending Resolution TAA-02-10 2.1c.(11)

This item was approved on the Consent Calendar.

45. CC • The County of Sacramento requests a TCRP Application Amendment to designate the City of Elk Grove as Implementing Agency for Project #135 – Route 99/Sheldon Road; interchange project; reconstruction and expansion. The Amendment will also program \$1,500,000 in new TCRP funding for PS&E and update the project schedule and funding plan. *(Related item under 2.1c.(15))* Resolution TAA-05-30, amending Resolution TA-01-09 2.1c.(12)

This item was approved on the Consent Calendar.

46. CC • The San Francisco Bay Area Rapid Transit (BART) District requests a TCRP Application Amendment to update the project schedule and funding plan for Project #156 – Seismic retrofit and core segment improvements for the BART system. *(Related item under 2.6e.(3))* Resolution TAA-05-31, amending Resolution TAA-04-13 2.1c.(13)

This item was approved on the Consent Calendar.

47. CC • The Department requests a TCRP Application Amendment to update the project schedule for Project #39 – Route 405; add northbound HOV lane over Sepulveda Pass, Route 10 to Route 101. Resolution TAA-05-32, amending Resolution TA-00-01 *(Related item under 2.6e.(2))* 2.1c.(14)

This item was approved on the Consent Calendar.

48. CC • Project Approval for One Proposition 116 Rail Project for Fresno Santa Fe Depot Parking Lot -- Construct 100 space parking lot. Resolution PA-05-___ 2.1e.

This item was approved on the Consent Calendar.

49. CC • Approval of Project for Future Consideration of Funding – Routes 128 and 253 in Mendocino County – Rehabilitate culverts at various locations (ND). Resolution E-05-17 2.2c.(1)

This item was approved on the Consent Calendar.

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50. CC • Approval of Project for Consideration of Funding – 2.2c.(3)
Route 205 in San Joaquin County – Widen to six lanes
and rehabilitate existing pavement near Tracy (ND).
Resolution E-05-19

This item was approved on the Consent Calendar with modifications as noted on the Pink "Changes to the CTC Agenda".

51. CC • Four Relinquishment Resolutions 2.3c.
- 6-Fre-41-PM 33.0/33.4 Route 41 in the City of Fresno
Resolution R-3616
 - 6-Fre-180-PM R56.7 Route 180 in the City of Fresno
Resolution R-3617
 - 7-LA-39-PM 9.6/11.7 Route 39 in the City of West
Covina
Resolution R-3618
 - 10-SJ-99-PM 3.25 & 4.93 Route 99 in the County of
San Joaquin
Resolution R-3619

This item was approved on the Consent Calendar.

52. CC • 20 Resolutions of Necessity 2.4b.
Resolutions C-19147 through C-19166

This item was approved on the Consent Calendar.

53. CC -- Items #1 through #8 2.4d.(1)
Excess Lands – Return to State: \$961,781
Return to Others: \$0

This item was approved on the Consent Calendar with modifications as noted on the Pink "Changes to the CTC Agenda".

54. CC -- Item #1 2.4d.(2)
Excess Lands - Return to State: \$175,000
Return to Others: \$0

This item was approved on the Consent Calendar.

55. CC 2.9
- Technical Change to Resolution FP-05-15, originally approved August 18, 2005, in the amount of \$91,147,000 for Three State Administered STIP Projects. A technical correction is needed to adjust final Interregional Improvement Program Right-of-Way expenditures for Project #3 (PPNO 0978T).

This item was approved on the Consent Calendar.

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PROGRAM/POLICY MATTERS

56. • Hearing and Adoption of FFY 2005-06 Federal Section 4.5
5310 Program Priority List

Assistant Deputy Director Annette Gilbertson reviewed the program, application process and amounts requested. The hearing was opened to the public and there were no speakers/presenters. Ms. Gilbertson recommended the Commission approve the Program of Projects for Federal Fiscal Year 2005-06.

Commissioner Balgenorth moved to approve the Program of Projects. Commissioner Lawrence seconded the motion, which carried 7-0. (Commissioner Hallisey was absent)

57. • Outline for Commission's 2005 Annual Report to the 4.9
California Legislature

Executive Director Diane Eidam presented the outline for the Annual Report and asked that the Commission approve it. She indicated that the schedule having the draft ready the first week in December for Commission comments. Commissioner Lindsey suggested that Goods Movement be retitled Logistics. Director Kempton suggested that the Report include a discussion of Go California.

RTPA Moderator, Steve VanDenBurgh, reported that the RTPA group voted to send a letter to the Governor on the funding stability issue, the use of Prop 42 funds and the consequences if they're not received. He believes that the Governor should receive the letter just prior to the Commission's Annual Report.

- **Prepare Annual Report for adoption in December and distribute to the Legislature in early January. Include a change of wording from "goods movement" to "logistics" and also include information regarding "Go California".**

ACTION: Diane Eidam

58. • Toll Bridge Program Oversight Committee – MOU 4.11
-- Delegation to Executive Director
Resolution G-05-____

This Item was Withdrawn.

59. • Adopt Schedule of State Contributions for Toll Bridge 3.10
Seismic Retrofit and Replacement Projects

Executive Director Diane Eidam reviewed the Toll Bridge Seismic Retrofit funding schedule. The only change from the draft is \$1 million has been moved into FY 2008-09. Steve Heminger of BATA said that he appreciates the early action on this item. Ms. Eidam recommended the Commission adopt the Schedule.

Commissioner Ghielmetti moved to approve. Commissioner Lawrence seconded the motion, which carried 7-0. (Commissioner Hallisey was absent)

60. • Project Estimates – Volatility of Markets 4.12

Rick Land, Caltrans, reviewed the reasons for the current market volatility and the problems with Caltrans engineer's estimates versus Commission allocations and contractor bids. Mr. Land indicated that the number of bidders per project is at a historical low and the volatility of material costs is at an all time high. There has been a 70% cost increase in asphalt concrete, and the costs of Portland cement and steel have also increased dramatically. Mr. Land discussed a new Commission allocation delegation based on the volatility of the market

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and materials and asked that the Commission approve it. Director Kempton apologized for the lateness of unveiling the delegation request but believes that it's a good thing to do. Mr. Kempton indicated the objective of the delegation is to give the construction industry some confidence that projects will be awarded in a reasonable time frame. Mr. Kempton reviewed what adjustments Caltrans would make to Commission allocations. Chair Tavaglione asked if the Commission could have some time to review the plan and work with Commission staff and the Commissioners before giving an answer. Director Kempton said that there are a lot of projects that are going out this month and they'd like to use this delegation process if the Commission gives its approval today. He said the Department would report at subsequent meetings on how it worked. Commissioner Ghielmetti said that the market volatility will stay until everyone understands just what impact the hurricanes have had on the markets. Mr. Ghielmetti indicated he sees the hurricane impacts as a temporary market dislocation. Director Kempton said that it's his belief that this is temporary also and that a 6-month test period for the delegation is acceptable to the Department. The Department could give interim reports with the hope to see reductions in future supplemental requests. Steve VanDenBurgh asked if this would change the regional programming and what about the G-12 process. Director Kempton said that it could, that projects that come in with a higher cost than Commission allocations would count against county shares. Commissioner Lawrence asked if bonding has been an issue with the lower number of bidders they've been getting. Director Kempton said that, yes, for mega projects, bonding is an issue, but not for typical projects. Deputy Director Stephen Maller said that this request is difficult to assess there hasn't been any prior information. Should the Commission allow adjustments after a CTC vote could be problematic, it affects allocation and county shares. Commissioner Lindsey commented that he was not sure that he completely understands the request. Commissioner Balgenorth said that he's troubled that there wasn't any prior information to review. Mr. VanDenBurgh asked that the item be delayed at least a month so the regional agencies have an opportunity to review and comment. Commissioner Ghielmetti agreed and suggested the item be delayed until the November meeting. Director Kempton said he'd bring the request back to the Commission in November after CTC staff and the regions have had an opportunity to review and comment.

- **CTC and Caltrans staff to work together regarding the volatility of markets and estimating factors, and include this item in the Fund Estimate Workshop to be held at a special RTPA meeting on October 11, 2005.**

ACTION: Stephen Maller

Ross Chittenden

Rick Land

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| 61. | <ul style="list-style-type: none"> • Report on Investments to State Highway System by Outside Funding Sources | 4.8 |
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Karla Sutliff, Caltrans reviewed the item and indicated that after discussing the report format with CTC staff it was decided that the Department will reformat the report to provide more context and comparable data in future reports.

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| 62. | <ul style="list-style-type: none"> • Adoption of the 2006 Fund Estimate Resolution G-05- | 4.4 |
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Norma Ortega, Caltrans reviewed the update to the 2006 Fund Estimate, which included the approved schedule for the Toll Bridge Seismic Retrofit Program and the impacts of the federal transportation reauthorization act, SAFETEA-LU.

Deputy Director David Brewer provided updated county and interregional shares and targets and said that he will be updating them for actions taken at today's meeting. He noted that most new capacity is from the Public Transportation Account, limited to transit projects, that new capacity for highways is available only in 2010-11 and

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that the entire STIP is based on funding subject to the annual budget process. \$3.7 billion will need to be reprogrammed from the 2004 STIP. Ginger Gherardi, Ventura County Transportation Commission spoke regarding the need to program and fund a project in Ventura that is ready to go.

Commissioner Bergeson moved to approve the 2006 Fund Estimate. Commissioner Balgenorth seconded the motion, which carried 7-1. (Commissioner Torres voted no.)

- 63.** • Adoption of 2006 STIP Guidelines Amendments 4.3
Resolution G-05-____, Replacing Resolution G-03-19

Chief Deputy Director David Brewer reviewed the changes to the Guidelines and noted that the most current updates are in the Pink that was handed out. Mr. Brewer recommended approval with the changes that are reflected in the pink.

Commissioner Ghielmetti moved to approve the 2006 STIP Guideline Amendments. Commissioner Balgenorth seconded the motion, which carried 8-0.

- 64.** • Annual Real Property Services Report 4.6

Bimla Rhinehart, Caltrans, reviewed for the Commission the Department's annual report on airspace, excess lands, and asset management.

- 65.** • Adoption of the Capital Improvement Plan Element 4.7
of the California Aviation System Plan

Lee Provost, Caltrans, discussed the Capital Improvement Plan and recommended approval by the Commission.

Commissioner Bergeson moved to approve the Plan. Commissioner Ghielmetti seconded the motion, which carried 8-0.

- 65A.** • Director's Deed 2.4d(3)
Item #1; Excess Lands – Return to the State: \$10,000,000;
Return to Others: \$0

This item was withdrawn prior to the Commission meeting.

Tab #	Item Description	Ref. #
66.	<ul style="list-style-type: none"> • Traffic Congestion Relief Program (TCRP) Letter of No Prejudice (LONP) Approvals. Eight LONP Requests totaling \$32,534,000. Resolution TL-05-03 -- Project #7.2 – \$5,270,000 for PA&ED, PS&E, and R/W, for CalTrain; Lick to Gilroy Track Improvements and Gilroy Yard Revisions and Storage Facility. Applicant Agency: Santa Clara Valley Transportation Authority -- Project #12.2 – \$2,200,000 for PA&ED and PS&E, Bay Area Transit Connectivity – Hercules Rail Station and related improvements in West Contra Costa County. Applicant Agency: Contra Costa Transportation Authority -- Project #22 – \$6,000,000 for PA&ED, Route 101; reconstruction of Doyle Drive, from Lombard St./ Richardson Ave. to Route 1 Interchange. Applicant Agency: San Francisco County Transportation Authority -- Project #23 – \$3,000,000 for PS&E, for CalTrain Peninsula Corridor; grade separations at Poplar Avenue, 25th Avenue, and Linden Avenue. Lead Agency: San Mateo County Transportation Authority -- Project #27.1 – \$6,350,000 for R/W, Vasco Road Safety and Transit Enhancement Project. Applicant Agency: Alameda County Congestion Management Agency (ACCMA) -- Project #31 – \$6,000,000 for PS&E, Route 580 – construct eastbound HOV lane from Tassajara Road/Santa Rita Road to Vasco Road. Applicant Agency: ACCMA -- Project #97.2 – \$714,000 for PS&E and R/W, Operational improvements near California State University, Fresno in the City of Fresno. Applicant Agency: California State University, Fresno ■ Project #135 – \$3,000,000 for PS&E, Route 99/Sheldon Road; interchange project; reconstruction and expansion. Applicant Agency: County of Sacramento (Related item under 2.1c.(12)) 	2.1c.(15)

Ross Chittenden, Caltrans, reviewed and recommended approval of the Letters of No Prejudice.

Commissioner Bergeson moved approval. Commissioner Lindsey seconded the motion, which carried 8-0.

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Traffic Congestion Relief (TCR) Project Allocations / Allocation Amendments 2.6e.

67. • Traffic Congestion Relief Program (TCRP) Project Allocation Approval. Four allocation requests totaling \$18,684,000 in TCRP funding for lapsing funds. Resolution TFP-05-13 (Related item under 2.1c.(14)) 2.6e.(2)

Ross Chittenden, Caltrans, reviewed and recommended approval.

Commissioner Hallisey moved approval. Commissioner Torres seconded the motion, which carried 8-0.

68. • Traffic Congestion Relief Program (TCRP) Project Allocation Amendment Approval. Eleven allocation amendment requests to de-allocate a total \$34,131,000 in TCRP funding. Resolution TFP-05-14, amending TFP-00-12 2.6e.(4)

Ross Chittenden, Caltrans, reviewed the item and recommended approval.

Commissioner Torres moved to approve. Commissioner Ghielmetti seconded the motion, which carried 8-0.

69. • Traffic Congestion Relief Program (TCRP) Project Allocation Approval. Eleven allocation requests totaling \$159,827,000 in new TCRP funding for Construction starts. Resolution TFP-05-12 2.6e.(1)

Ross Chittenden, Caltrans, reviewed the item. Pete Hathaway, Sacramento Area Council of Governments argued that the Commission should not allocate incrementally, and asked for SACOG's final \$13 million in the spring. Mr. Chittenden said that he believed it was a fair proposal and agreed and recommended Mr. Hathaway's proposal. Commissioner Lindsey agreed with the exception of Mr. Hathaway's request to go to the front of the list. Chair Tavaglione asked when the Department would come back and report. Mr. Chittenden said that the Department would be back at a future date. Assistant Deputy Director Annette Gilbertson said that when the time comes up this will be in with the other allocation requests and she recommended that the allocation request for the remaining \$13 million for this project come back in February and asked for approval. Mr. Hathaway said they would come back in February. Ms. Gilbertson also recommended that the Department look at current allocated projects to identify savings that could be used to allocate other TCRP projects.

Commissioner Balgenorth moved to approve the Commission Staff recommendation. Commissioner Lawrence seconded the motion, which carried 8-0.

70. • Traffic Congestion Relief Program (TCRP) Project Allocation Approval. Three allocation requests totaling \$17,830,000 in new TCRP funding. (Related item under 2.1c.(8, and 2.1c(13)) Resolution TFP-05-___ 2.6e.(3)

Ross Chittenden, Caltrans, reviewed and recommended deferring this item and put the projects on the TCRP pending list.

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Todd Morgen, BART, said that his agency is scheduled to award a construction contract in January 2006. Commissioner Hallisey said he'd rather put the money on a project that needs the funds. Mr. Chittenden said the intent is not to penalize BART. Commissioner Hallisey also said that these two items affect 3-4 million people. Executive Director Diane Eidam said that the problem is that the TCRP allocations have reached their limit of available funds. That to take this action would be spending more than what's available. Commissioner Ghielmetti said that it's a shame because these projects are ready to go to construction. Mr. Chittenden did say that there are options; 1) allocate funds in excess of what is available in the program, 2) rescind votes from previously approved projects or, 3) use reserves from LONPs. Commissioner Hallisey said that these are Guidelines not law, projects are critical.

Paul Maxwell, Contra Costa Transportation Commission remarked regarding the Caldecott Tunnel project.

Executive Director Diane Eidam asked that the Commission hold over this item until the next meeting when alternatives have been discussed.

Commissioner Lindsey moved to pull the item and bring it back in the future. Commissioner Balgenorth seconded the motion, which carried 8-0.

- **Return at the December Commission meeting regarding funding alternatives for BART and Caldecott projects.**

ACTION: Ross Chittenden

Financial Allocations for SHOPP Projects

2.5b.

71. • Financial Allocation for 17 SHOPP Projects totaling \$44,514,000.
Resolution FP-05-23
- 2.5b.(1)

Deputy Director Stephen Maller reviewed Items 71 through 73 noting that the Department withdrew project #1 in Item 71,. Mr. Maller recommended that landscaping projects #2, 8, 9, 14, 16 and 17 in Item 71 be placed on the pending list and that the remaining 36 projects in Item 71-73 be allocated.

Commissioner Lawrence moved to approve Staff recommendation. Commissioner Ghielmetti seconded the motion, which carried 8-0.

72. • Financial Allocation for 26 Projects totaling \$39,792,000
Amended into the SHOPP by Departmental action.
Resolution FP-05-24
- 2.5b.(2)

See Item #71.

73. • Financial Allocation for Two SHOPP Transportation Enhancement Project for \$1,100,000.
Resolution FP-05-25
- 2.5b.(3)

See Item #71.

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Financial Allocations/Amendments for STIP Projects 2.5c.

74. • Financial Allocation for Five State-Administered STIP Projects on the State Highway System totaling \$126,196,000, plus \$13,476,000 from other sources. Resolution FP-05-26 2.5c.(1)

Deputy Director Stephen Maller reviewed Items 74 through 76 and Item 84 and recommended approval.

Commissioner Lindsey moved to approve Staff recommendation. Commissioner Ghielmetti seconded the motion, which carried 8-0.

75. • Financial Allocation for Three Locally-Administered STIP Projects on the State Highway System totaling \$1,013,000, plus \$1,958,000 from other sources. Resolution FP-05-27 2.5c.(2)

See Item #74.

76. • Financial Allocation for Seven Locally-Administered STIP Projects off the State Highway System totaling \$15,185,000, plus \$39,611,000 from other sources. Resolution FP-05-28 2.5c.(3)

See Item #74.

77. • Financial Allocation for Two State-Administered STIP Transportation Enhancement Projects totaling \$500,000. Resolution FP-05-29 2.5c.(4)

Deputy Director Stephen Maller reviewed Items 77 through 79 and 81 and recommended approval.

Commissioner Lindsey moved to approve Staff recommendation. Commissioner Hallisey seconded the motion, which carried 8-0.

78. • Financial Allocation for Four Locally-Administered STIP Transportation Enhancement (TE) Projects totaling \$727,000, plus \$298,000 from other sources. Resolution FP-05-30 2.5c.(5)

See Item #77.

79. • Financial Allocation for Three Locally-Administered STIP Planning, Programming, and Monitoring Projects totaling \$171,000. Resolution FP-05-31 2.5c.(6)

See Item #77.

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80. • Financial Allocation for One Locally-Administered Rideshare Program Project for \$3,530,000. Resolution FP-05-___ 2.5c.(7)

Deputy Director Stephen Maller reviewed the project and noted that they are not eligible for funding based on the Commission's criteria and recommended they be placed on the pending list.

Commissioner Lindsey moved to approved Staff recommendation. Commissioner Ghielmetti seconded the motion, which carried 8-0.

Financial Allocation for STIP Rail/Transit 2.6a.

81. • Financial Allocation for One Local STIP Rail/Transit projects totaling \$4,000,000. Resolution MFP-05-08 2.6a.(1)

See Item #77.

82. • Financial Allocation for 18 Locally-Administered STIP Projects off the State Highway System totaling \$5,587,000, plus \$75,000 from other sources. Resolution FP-05-___ 2.5c.(3.1)

Deputy Director Stephen Maller reviewed the projects and noted that they are not eligible for funding based on the Commission's criteria and recommended they be placed on the pending list.

Commissioner Lindsey moved to approved Staff recommendation. Commissioner Ghielmetti seconded the motion, which carried 8-0.

Financial Allocations for Projects that Exceed 20 Percent 2.5d.

83. • Financial Allocation for Projects that exceed 20 Percent of their Programmed Amount. One project for \$3,750,000. Resolution FP-05-32 2.5d.(1)
- 07-LA-47 – SHOPP project in Los Angeles County. Current programmed value of \$1,992,000 and current estimate of \$3,750,000 for an increase of 88% over the programmed amount.

Ross Chittenden, Caltrans reviewed the Supplemental request and recommended approval.

Commissioner Balgenorth moved to approve the recommendation. Commissioner Lawrence seconded the motion, which carried 8-0.

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84. • Financial Allocation for Projects that exceed 20 Percent of their Programmed Amount. One project for \$7,840,000. Resolution FP-05-33 2.5d.(2)

-- 08-Riv-60 – STIP project in Riverside County. Project is currently programmed for Construction Support only. Construction capital is funded with local funds. Current cost increase of \$7,840,000 is needed to fully-fund Construction capital.

See Item #74.

85. • Financial Allocation for Projects that exceed 20 Percent of their Programmed Amount. One project for \$300,000. Resolution FP-05-___ 2.5d.(3)

-- 06-Tul-99 – STIP project in Tulare County. Current programmed value of \$155,000 and current estimate of \$300,000 for an increase of 93% over the programmed amount.

Ross Chittenden, Caltrans, reviewed the project and recommended that it be placed on the pending list.

Commissioner Lindsey moved the recommendation. Commissioner Lawrence seconded the motion, which carried 8-0.

Financial Allocations for Supplemental Funds 2.5e.

86. • Financial Allocation for Supplemental Funds for Previously Voted Projects. Three projects totaling \$5,374,000. Resolution FA-05-03 2.5e.

-- 04-Son-101 – SHOPP project in Sonoma County. Current allocation is \$9,677,000. This request for \$1,280,000 to complete the construction contract results in an increase of 56% over the voted amount.

-- 04-Sol-680 – SHOPP project in Solano County. Current allocation is \$8,251,000. This request for \$2,844,000 to advertise the construction contract results in an increase of 34% over the voted amount.

-- 11-Imp-86 – SHOPP project in Imperial County. Current allocation is \$5,689,000. This request for \$1,250,000 to close out the construction contract results in an increase of 38% over the award amount.

Ross Chittenden, Caltrans, reviewed all the projects and discussed the reasons for the cost overruns then recommended that the Commission allocate the requested supplemental funds.

Commissioner Bergeson moved to approve the recommendation. Commissioner Torres seconded the motion, which carried 7-1.

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Time Extension Requests per CTC Resolution G-03-19, 2.8
STIP Guidelines, Section 65 – Timely Use of Funds /
Proposition 116 Waiver Requests / Miscellaneous
Requests

87. • Request to Extend the Period of Contract Award for a 2.8b.(1)
combined SHOPP and SHOPP-TEA project totaling
\$5,792,000.
Waiver-05-21

Deputy Director Stephen Maller reviewed Items 87 through 89 and recommended approval.

Commissioner Lindsey moved to approve Staff recommendation. Commissioner Hallisey seconded the motion, which carried 8-0.

88. • Request to Extend the Period of Contract Award for one 2.8b.(2)
locally-administered STE project in the City of Davis for
\$1,253,000.
Waiver-05-22

See Item #87.

89. • Request to Extend the Period of Project Completion for 2.8e.
one Proposition 116 Program project in Sacramento
County for \$10,000,000.
Waiver-05-23

See Item #87.

Environmental Matters 2.2

90. • Approval of Project for Future Consideration of Funding 2.2c.(2)
–Route 198 in Kings County – Convert at-grade
intersection to partial interchange and upgrade from
urban expressway to freeway in Lemoore (ND).
Resolution E-05-18

Deputy Director Robert Chung reviewed the future consideration request and recommended approval.

Commissioner Ghielmetti moved to approve the staff recommendation. Commissioner Lawrence seconded the motion, which carried 8-0.

91. **State and Federal Legislative Matters *** 4.1a

*The Commission may consider bills or resolutions newly introduced, recently amended, or calendared for Legislative committee or floor action, subsequent to publication of this agenda. For further information, call Executive Director Diane Eidam at (916) 654-4245.

Deputy Director Robert Chung provided a pink handout on legislation that the Commission has been following and recommended that staff be directed to continue monitoring and a report back next month. Commissioner Ghielmetti asked if the Commission could comment on the federal reauthorization regarding the earmarks.

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Commissioner Ghielmetti moved to send a letter to our Congressional Delegation concerning the potential redirection of highway money to pay for the hurricane. Commissioner Torres seconded the motion, which carried 8-0.

- **Prepare letter for Chair Tavaglione's signature to the California Congressional Delegation requesting that the California federal earmarked funds not be used for hurricane Katrina or Rita relief.**

ACTION: Robert Chung

Program Amendments/Project Approvals – STIP 2.1b.
Amendments for Notice

92. • STIP Amendment 04S-081 2.1b.(1)
The San Joaquin Council of Governments (SJCOG) is requesting this amendment. SJCOG proposes to reprogram \$375,000 of RIP Transportation Enhancement (TE) Reserve (PPNO 0018) from FY 2006-07 and FY 2007-08 to Construction in FY 2005-06 on a new Jack Tone Road Bike Path project (PPNO 2K60).

Chief Deputy Director David Brewer reviewed the notice of proposed STIP amendment and recommended that the Commission proceed with the amendment with the understanding that this will be a draw against regional targets and statewide capacity for the 2006 STIP place this request on the Consent Calendar in November. Mr. Brewer also said that staff would recommend that the Commission not approve any further STIP amendments to bring TE projects forward prior to the adoption of the 2006 STIP.

Commissioner Lindsey moved to approve the item being placed on the Consent Calendar in November and that the Commission will not entertain any further STIP Amendments to bring TE projects forward until the 2006 STIP is final. Commissioner Ghielmetti seconded the motion, which carried 8-0.

OTHER MATTERS / PUBLIC COMMENT 6.

ADJOURN

The meeting of the California Transportation Commission adjourned at 3:17 p.m.

DIANE C. EIDAM, Executive Director

STATUS OF ACTION ITEMS
From
September 29, 2005 Commission Meeting

- 5 (1.8) Tracy Fletcher-Bowman – Prepare letters to the Transportation Agency for Monterey County and also to CSU Monterey Bay for all their efforts for our successful meeting and stay in Monterey.
- **This will be done.**
- 11 (4.1b) Will Kempton – Provide a status report on the effects of the Federal Reauthorization Bill – SAFE TEA-LU and proposals to reduce funding earmarks to provide hurricane relief. *(November Agenda Item)*
- **This will be discussed at the November meeting under Tab #8, Agenda Item 4.1b.**
- 12 (3.1) Diane Eidam – Add a monthly agenda item for status reports from the Toll Bridge Program Oversight Committee. *(Monthly Agenda Item)*
- **This will be discussed at the November meeting under Tab #53, Agenda Item 3.8, and will be reported on monthly.**
- 19 (3.11) Doug Failing – Report tri-annually to the Commission on the progress of the I-5 South Widening in Los Angeles. *(Tri-annual Agenda Item)*
- **This will be discussed at future Commission meetings on a tri-annual basis.**
- IC 27 (4.2b) Robert Chung – Draft a letter, for Commissioner Ghielmetti’s signature, to the Department of Finance and the leadership of the Legislature requesting that they place in next year’s budget the reimbursement of the Aeronautics Account funds re-directed to the General Fund in previous years.
- **This will be done prior to the December 2005 Commission meeting.**
- 57 (4.9) Diane Eidam – Prepare Annual Report for adoption in December and distribution the Legislature in early January. Include a change of wording from “goods movement” to “logistics” and also include information regarding “Go California”. *(December Agenda Item)*
- **This will be done and reported on at the December 2005 Commission meeting.**
- 60 (4.12) Stephen Maller/Ross Chittenden/Rick Land – CTC and Caltrans staff to work together regarding the volatility of markets and estimating factors, and include this item in the Fund Estimate Workshop to be held at a special RTPA meeting on October 11th.
- **This has been done.**

70 (2.6e(3)) Ross Chittenden – Return at the December Commission meeting regarding funding alternatives for the BART and Caldecott projects. (*December Agenda Item*)

- **This will be done and reported on at the December 2005 Commission meeting.**

91 (4.1a) Robert Chung – Draft a letter, for Chairman Tavaglione’s signature, to the California Congressional Delegation requesting that the California federal earmarked funds not be used for hurricane Katrina or Rita relief.

- **This will be done prior to the December Commission meeting.**